

**A RESOLUTION
BY FINANCE/EXECUTIVE COMMITTEE**

A RESOLUTION AUTHORIZING THE CHIEF FINANCIAL OFFICER TO REFUND EIGHT THOUSAND NINE HUNDRED SIXTY-FOUR DOLLARS AND FORTY-ONE CENTS (\$8,964.41) TO THE TWEEN BRANDS, INC. (DBA) LIMITED TO #483, LOCATED AT 3500 PEACHTREE ROAD, NE, ATLANTA, GA 30326, FOR AN OVERPAYMENT OF BUSINESS LICENSE FEES TO THE CITY OF ATLANTA.

WHEREAS, the City of Atlanta is authorized to collect business license fees on business doing business within the jurisdiction of the City of Atlanta; and

WHEREAS, The Tween Brands, Inc, (DBA) Limited to #483, Located at 3500 Peachtree Road, NE, Atlanta, GA 30326 miscalculated the amount owed for their 2007 business license fees and remitted and erroneous amount to the City of Atlanta for the 2008 tax year.

WHEREAS, The Tween Brands, Inc, (DBA) Limited to #483 has requested a refund for overpayment of business license fees in the amount of eight thousand nine hundred sixty-four dollars and forty-one cents (\$8,964.41); and

WHEREAS, the Office of Revenue has received proper and adequate documentation to verify the occurrence of overpayment by The Tween Brands, Inc, (DBA) Limited to #; and

WHEREAS, the Office of Revenue has determined that The Tween Brands, Inc, (DBA) Limited to #483 is entitled to a refund in the amount of eight thousand nine hundred sixty-four dollars and forty-one cents (\$8,964.41) for overpayment of business license fees;

WHEREAS, all refunds in excess of five thousand dollars (\$5,000.00) require adoption and approval by the City of Atlanta City Council and the Mayor before any funds can be disbursed;

NOW THEREFORE BE IT RESOLVED BY THE COUNCIL OF THE CITY OF ATLANTA AS FOLLOWS:

SECTION 1: The Chief Financial Officer is hereby directed to issue a refund The Tween Brands, Inc, (DBA) Limited to #483 in the amount of eight thousand nine hundred sixty-four dollars and forty-one cents (\$8,964.41), which represents the amount of overpayment.

SECTION 2: All funds shall be charged and paid from Fund Department Organization Account Number 1001 (General Fund) 200301 (Dept NDP Unallocated – Citywide

Employee Expenses) 5730012 (Account Refunds) 1540000 (Function Activity Human Resources) in the amount of eight thousand nine hundred sixty-four dollars and forty-one cents (\$8,964.41)

SECTION 3: That all resolutions and parts of resolutions in conflict herewith and the same are hereby repealed.

City of Atlanta
Office of Revenue
Business Tax Division

REQUEST FOR REFUND

Date February 11, 2009

Account # 114468 LGB

To: Jerome Bodiford, Business Tax Manager (Approval Initials )

From: Customer Service

Business Name Tween Brands (DBA) Justice # 483
3500 Peachtree Road NE Suite E25
Atlanta, Georgia 30326

Mailing Address 3500 Peachtree Road NE suite E25
Atlanta, GA 30326

Telephone (614) 775-3500

Contact Person: Nancy Burris- Authorized Agent fir Tween Brands,Inc.

Reason for Request Customer incorrectly calculated business tax payment due for the 2007 tax year and remitted over payment of business license taxes in the amount of \$ 8,964.41

Refund Amount \$8,964.41

Federal Tax ID# 31-1333930

Make Disbursement Payable to Tween Brands, Inc.
Atlanta, Georgia 30326

Submitted by: 

Date 2/11/2010

Approved by: 

Date 2/11/10

City of Atlanta
Office of Revenue
Business Tax Division

REFUND REQUEST APPROVAL

Date February 11, 2010


Account # 114468 LGB

Business Name Tween Brands (DBA) Justice #483

Requested Refund Amount \$ 8,964.41

Mailing Address 3500 Peachtree Road NE Suite E25
Atlanta, GA 30326

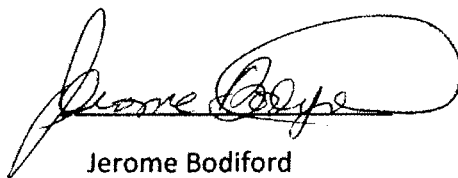
SSN/FEIN 31-1333930

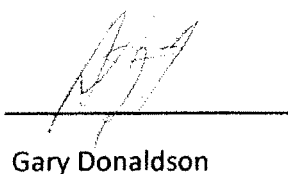
Confirmed By Jerome Bodiford  (Initials)

Date February 11, 2010

Reason for Request Customer erroneously calculated 2007 business taxes resulting in tax overpayment for the 2007 tax year in the amount of \$ 8,964.41

Approved By


Jerome Bodiford


Gary Donaldson

To Be Completed by Processor

Office of Revenue Representative _____ Date _____

Disbursement Number _____ Date _____

Completed, Copied & Filed _____

Copies Available Upon Request Only

rh
9-26-08

tweenbrands, inc.

LIMITED  TOO

Justice

January 31, 2008

City of Atlanta
Business Tax Division
55 Trinity Avenue, Suite 1350 SW
Atlanta, GA 30303

Attention: Willie Johnson

Re: Tween Brands, Inc.
DBA Limited Too Store #483
Business Tax Number 114468 LGB

Dear Mr. Johnson:

Per our conversation this morning, we are requesting a refund check in the amount of \$8,540.42 due to a miscalculation on our 2007 business tax renewal form. The amount of business tax for our 2007 renewal was based on 2006 gross revenue in the amount of \$1,275,248.10. As evidenced by the attached copies of the submitted forms, the individual making the calculation neglected to divide the revenue by 1000 before multiplying it by the rate of .75 for Tax Class 2. This would have equated to \$948.94 instead of the \$9,489.36 shown on the form, a difference of \$8,540.42. Our total remittance of \$9,824.36 included the \$9,489.36 plus the \$50.00 flat rate charge for the 1st \$10,000 of reported revenue, \$210.00 employee charge, and \$75.00 for the 2007 annual registration fee.

As we have already submitted our 2008 renewal, and due to the large amount of the miscalculation, we are requesting a refund check in the amount of \$8,540.42.

Please feel free to call me direct at 614-458-2022 if you have any further questions or if I can provide any other documentation for you.

Thank you.

Sincerely,



Lynn Powell
Authorized Agent for Tween Brands, Inc.

tween brands service, co.
8323 walton parkway
new albany, ohio 43054
tel 614 775 3500

www.tweenbrands.com

Claim Calendar

TweenBrands

YEAR	REQUEST DATE	JAN	FEB	MAR	APR	MAY	JUN	JULY	AUG	SEPT	OCT	NOV	DEC
	31-Jan-08												
2008													
2007		13	*12	11	10	9	8	7	6	5	4	3	2
2006		25	24	23	22	21	20	19	18	17	16	15	14
			36	35	34	33	32	31	30	29	28	27	26

* 1

*Refund claim request month
** month of Payment

THIS LICENSE EXPIRES IN 30 DAYS

BUSINESS TAX NUMBER	BUSINESS TAX CLASS	STD. IND. CL. NO.	DATE FILED
14665122			

(GEORGIA REVENUES)

If Revenue is "0", Please indicate "0" DO NOT LEAVE BLANK.

Revenue 10.1

CITY, STATE	IT/NO CHANGE	YES/NO
DON'T WITH NO GEORGIA LOCATION REPORT ATLANTA REVENUE ONLY'S		

1324

CITY, STATE	ZIP CODE

Neimelinen, M. #434

CITY, STATE, ZIP CODE	TEL EPHON
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[illegible]

CITY, STATE, ZIP CODE	TELEPHONE

CITY, STATE, ZIP CODE	TELEPHONE
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...

[illegible]

CITY, STATE, ZIP CODE TELEPHONE

[illegible]

NOTICE

ALL BUSINESSES ARE SUBJECT TO AUDIT BY THE DEPARTMENT OF FINANCE IN ACCORDANCE WITH THE ACT.

BE REQUIRED TO ATTACH A COPY OF THE PRIOR FINANCIAL STATEMENTS TO THE APPLICATION IN ACCORDANCE WITH CITY CODE SEC. 30-10-010.

APPLICABLE TAX RETURN, i.e., (1120, 1065, OR 500 THRU 7

1. The first step is to identify the problem or question that needs to be addressed. This involves understanding the context and the specific requirements of the task.

BUSINESS NAME LIMITED TEL 2423

(Content on line 2 above)

Correct on BUSINESS LOCATION-2206 PLACEHOLDERS AND ARE

23
 (continued on
 line 2 above)
 DISCLOSURE TAX INFORMATION FROM THE
 1041

BUSINESS FAX NUMBER 1-800-368-1588

MAIL NAME

AVAILABLE UNTIL
(Contact on
days other than
Sundays)

MAIL ADDRESS TAX DEFERMENT

(Correct on line 3 above)

F.B.I. - BEX 360807

SECRET

7

100

FOR YOUR RECORDS

0
1
2
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THE CITY OF ATLANTA. ADDITIONAL DETAILS MAY BE OBTAINED AT WEBSITE WWW.GATAXI.ORG.

THIS IS NOT A BILL

THIS IS NOT A BILL
1% CITY OF ATLANTA MUNICIPAL TAX: EFFECTIVE OCTOBER 1, 2004, A 1% MUNICIPAL SALES AND USE TAX WILL BE IMPOSED IN THE INCORPORATED AREA OF THE CITY OF ATLANTA. ADDITIONAL DETAILS MAY BE OBTAINED AT WEBSITE WWW.ATLANTA.ORG.

FAX TRANSMITTAL

*tween*brands, inc.

To: Willie Johnson

From: Lynn Powell

Fax: 404-494-1901

Phone: 614-458-2022

Company: City of Atlanta, GA

of Pages (incl. cover): 4

Date: 1/31/08

RE: Business Tax Number 114468 LGB
Tween Brands, Inc., DBA Limited Too Store #483

Comments:

Mr. Johnson:

Please see attached.

Thanks.
Lynn Powell

BLA244

BUSINESS LICENSE INFORMATION SYSTEM
BILLINGDATE: 02/12/10
TIME: 11:52:53

BILL/ACCOUNT SUMMARY INQUIRY

LICENSE/TAX NO.: 114468 LGB BUSINESS NAME: LIMITED TOO #483
ACCOUNT STATUS: R C START DATE: 2005-06-13 END DATE:
LOCATION ADDRESS: 3500 PEACHTREE RD NE
ATLANTA GA 30326 -

COMPONENT INFORMATION	BILL	BILL	BILL DUE	BALANCE
	NO	DATE	DATE	DUE 7/8/9
RPT. DATE: 2010-01-01				
FILE DATE: 2010-02-10				
COMP. NO.: 001082958	1042533	2010-02-10	2010-04-01	-\$8,964.41
COMP. TYPE: REN				
CLASS: 2				
SIC CODE: 5137	REMIT	REMT RELATED	DATE	REMIT
SIC DESC: CLOTHING (WOMEN/	NO	TYPE REMIT NO	ENTERED	AMOUNT 10/11
NO. EMPLS.: 12				
VOLUME: 4/5	647880	PAY	647880 2010-02-03	-\$875.48
	CURRENT ACCOUNT BALANCE =			-\$8,964.41

1=HELP 2= 3=PREV SCRN 4=COMP FRWD 5=COMP BKWD 6=MEMO LOG
7=BILL FRWD 8=BILL BKWD 9=DSPLY BILL 10=REMT FRWD 11=REMT Bkwd 12=PREV MENU

Part II: Legislative White Paper: (This portion of the Legislative Request Form will be shared with City Council members and staff)

A. To be completed by Legislative Counsel:

Committee of Purview: Finance Executive Committee

Caption: A RESOLUTION AUTHORIZING THE CHIEF FINANCIAL OFFICER TO REFUND EIGHT THOUSAND NINE HUNDRED SIXTY-FOUR DOLLARS AND FORTY-ONE CENTS (\$8,964.41) TO THE TWEEN BRANDS, INC. (DBA) LIMITED TO #483, LOCATED AT 3500 PEACHTREE ROAD, NE, ATLANTA, GA 30326, FOR AN OVERPAYMENT OF BUSINESS LICENSE FEES TO THE CITY OF ATLANTA

Council Meeting Date: April 19, 2010

Requesting Dept.: Department of Finance

B. To be completed by the department :

1. Please provide a summary of the purpose of this legislation (Justification Statement).

Example: The purpose of this legislation is to anticipate funds from a local assistance grant to purchase child safety seats.

The purpose of this legislation is to refund an overpayment of Business License Fees .

2. Please provide background information regarding this legislation.

Example: The task force of homelessness conducted a study regarding homelessness, its impact and consequences on the City. This resolution reflects the Mayor's desire to open a twenty-four hour center that will respond to the needs of the homelessness in Atlanta.

The tween brands, inc. (DBA) Limited TO # 483 , located at 3500 Peachtree Road, NE, Atlanta, GA. 30326. miscalculated the amount owed for their 2007 business license fees and remitted an erroneous amount to the City of Atlanta for the 2008 tax year. This miscalculation has been verified, thus resulting in an overpayment in the amount of \$8,964.41.

3. If Applicable/Known:

(a) **Contract Type (e.g. Professional Services, Construction Agreement, etc):**

(b) **Source Selection:**

(c) **Bids/Proposals Due:**

- (d) **Invitations Issued:**
- (e) **Number of Bids:**
- (f) **Proposals Received:**
- (g) **Bidders/Proponents:**
- (h) **Term of Contract:**

4. Fund Account Center:

5. Source of Funds: *Example: Local Assistance Grant*

6. Fiscal Impact: The legislation will result in a reduction in the amount of \$ 8,964.41 to the 1001 (General fund), 200301 (NDP Unallocated-Citywide Employee Expenses) 5730012 (Account Refunds) 154000 (Function Activity Human Resources).

Example: This legislation will result in a reduction in the amount of _____ to Fund Account Center Number _____.

7. Method of Cost Recovery: N/A

Examples:

- a. Revenues generated from the permits required under this legislation will be used to fund the personnel needed to carry out the permitting process.***
- b. Money obtained from a local assistance grant will be used to cover the costs of this Summer Food Program.***

This Legislative Request Form Was Prepared By: Jerome Bodiford, Finance Department x6431, submitted by LaShawn Gardiner, x6449

TRANSMITTAL FORM FOR LEGISLATION

TO: MAYOR'S OFFICE

ATTN: CANDACE BYRD

Legislative Counsel (Signature): Jack Tilson

Contact Number: X6838

Originating Department: Department of Finance

Committee(s) of Purview: Finance/Executive Committee

Council Deadline: March 12, 2010

Anticipated Committee Meeting Date(s): March 30-31, 2010 (Council) April 19, 2010

Commissioner Signature: _____

Chief Procurement Officer Signature: _____

Chief of Staff Deadline: March 9, 2010

CAPTION

A RESOLUTION AUTHORIZING THE CHIEF FINANCIAL OFFICER TO REFUND EIGHT THOUSAND NINE HUNDRED SIXTY-FOUR DOLLARS AND FORTH-ONE CENTS (\$8,964.41) TO THE TWEEN BRANDS, INC. (DBA) LIMITED TO #483, LOCATED AT 3500 PEACHTREE ROAD, NE, ATLANTA, GA 30326, FOR AN OVERPAYMENT OF BUSINESS LICENSE FEES TO THE CITY OF ATLANTA.

FINANCIAL IMPACT (if any): various depends on amount awarded per agency

Mayor's Staff Only

Received by CPO: _____

(date)

Received by LC from CPO: _____

(date)

Received by Mayor's Office: _____

(date)

Reviewed by: _____

(date)

Submitted to Council: _____

(date)